



DUANE MORRIS LLP ONE MARKET, SPEAR TOWER, SUITE 2000 SAN FRANCISCO. CA 94105-1104 PHONE: 415.371.2200 FAX: 415.371.2201 RECEIVED CENTRAL FAX CENTER

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# FACSIMILE TRANSMITTAL SHEET

To:

Examiner Jonathan M. Foreman

FIRM/COMPANY:

U.S. Patent and Trademark Office

FACSIMILE NUMBER:

(703) 872-9306

CONFIRMATION

TELEPHONE:

(571) 272-4724

FROM:

Anne Marie Leavy for Edward J. Lynch

DIRECT DIAL:

415.371.2217

DATE:

January 13, 2005

USER NUMBER:

5121

FILE NUMBER:

Docket No. R0367-00201

TOTAL # OF PAGES:

(INCLUDING COVERSHEET)

16

MESSAGE:

Attached is a Response to the Election/Restrictions of Species Requirements mailed 12/15/2004 in connection with patent application Serial No. 10/010,213, filed December 4, 2001.

Please confirm receipt of this facsimile.

NOTE: Original will NOT follow

#### CONFIDENTIALITY NOTICE

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**PATENT** 

In re the application of Burbank, et al.  For: METHODS AND APPARATUS FOR SECURING MEDICAL INSTRUMENTS TO DESIRED LOCATIONS IN A PATIENT'S BODY  Serial No.: 10/010,213  Filed: December 4, 2001  Atty. Docket No.: R0367-00201  CERTIFICATE OF DEVELORATION IN PROPERTY OF A PARTICLE PROPERTY And A PATIENT'S Interest year that these person are being surfaced foundation. Foreman (200) 872-9306, addressed to Mell Step Amendment, Commissioner for Patients. P. 80. Big 1 step Application of Species Requirements.  Angle Manie Llav.  Mail Stop Amendment Commissioner for Patients. P. 80. Big 1 step Application of Species Requirements.  2. Claim Fee Calculation  X No additional claim fee is required.  Amendment increases number of claims or multiple dependencies.  Additional Claire Fee Calculation  X No additional Claim fee is required.  Amendment increases number of claims or multiple dependencies.  Additional Claims	IN THE UNITED STATES PATENT AND TRADEMARK OFFICE								
For: METHODS AND APPARATUS FOR SECURING MEDICAL INSTRUMENTS TO DESIRED LOCATIONS IN A PATIENT'S BODY  Serial No.: 10/010,213 Filed: December 4, 2001  Atty. Docket No.: R0367-00201  CERTIFICATE OF MAN INGERAL SHAPE PURSUANT TO 37 C.F.R. \$1.8  I hereby certify that these papers are being sent by indimining to fearning to quitagen M. Ferrenan (703) 872-8306, addressed to Mail Stop Amendment, Commissioner for Patents. P. B. B. S. S. Marie Law.  Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450  Dear Sir:  1. Transmitted herewith for filing in the above-identified patent application is an Response to Election of Species Requirements. 2. Claim Fee Calculation X No additional claim fee is required. Amendment increases number of claims or multiple dependencies. Additional Claims Fee Calculation  Destropsed: Independent Claims 2201 12 - 42 = 0 x \$100 - \$0 and	In re	•							ń
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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Burbank et al.

For: METHODS AND APPARATUS FOR SECURING MEDICAL INSTRUMENTS TO DESIRED LOCATION IS A **PATIENT'S BODY** 

Serial No.: 10/010,213

Filed: December 4, 2001

Atty. Docket No.: R0367-00201

Examiner: Jonathan M. Foreman

Group: 3736

**RESPONSE TO ELECTION OF** SPECIES REQUIREMENTS

CERTIFICATE OF MAILING PURSUANT TO 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by factorials (703) 872-9300 and addressed to Attention Jonathan M. Foreman, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22314-1450 on 113 05 in San Francisco CA

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on December 15, 2004, please amend the above identified application as follows:

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